

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office MAR 15 1937
 Returned to applicant for correction MAY 21 1937
 Corrected application filed MAY 25 1937

The undersigned Harry W. Sommer, Howard F. Sommer, Clarence E. Sommer and Edward J. Kewley, (Name of applicant.)
 of Lovelock, County of Pershing

State of Nevada, hereby makes application for permission to change the point of diversion, storage and place of use of 60 acre feet of water of water heretofore appropriated under and used under Proof #0080 of the Findings of Fact, Conclusions of law and Decree in the matter of the Humboldt River Adjudication as shown on Page 63 thereof. (State nature of right that is the basis of this application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Humboldt River
2. The quantity of water desired to be changed 60 acre feet (Acre feet, second feet.)
3. The water is to be used for irrigation purposes
4. The water heretofore used for irrigation

5. Place of use under existing appropriation all of Sec. 11, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12, T. 25 N., R. 30 E., NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 7, S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 8, E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 10, E $\frac{1}{2}$ E $\frac{1}{2}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16, T. 25 N. R. 31 E., M.D.B.&M. (Under irrigation give number and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)

6. Proposed place of use under this application NW $\frac{1}{4}$ Sec. 2, (Under irrigation give number T. 25 N. R. 31 E., and stored in the SE $\frac{1}{4}$ Sec. 36, T. 26 N., R. 31 E., & N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 1, T. 25 N., R. 31 E. (of acres and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)

7. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T. 26 N. R. 32 E. (Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)

8. The existing point of diversion under the proposed appropriation is as follows: N.W. Corner of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 11, T. 25 N. R. 31 E. (If point of diversion is not changed do not answer.)

9. Number and kind of animals proposed to be watered _____

10. Use will begin about Mar. 15th and end about Sept. 15th of each year. (Month) (Month)

11. The water has been used heretofore during the months of April to October of each year

12. Remarks It is proposed under this application to change the right to 60 acre feet out of the storage right of 400 acre feet of storage with a priority of 1900 as decreed to the Lovelock Land and Development Company in the Humboldt River Adjudication. Such right appearing under claimant Lovelock Land and Development Company rights as listed on Page 63 of Finding of Facts, Conclusions of Law and Decree.

13. Description of proposed works Earth dam at point of diversion
and concrete headgate at outlet from reservoir or said earth dam.

14. Estimated cost of works \$500.00

15. Estimated time required to construct the works is already completed

Harry W. Sommer, Howard F. Sommer, Clarence E. Sommer Applicant
and Edward J. Kewley

By E. R. O'Leary
Agent & Eng. for Applicant.

*Compared RMG-CT.
Map Filed May 19 1937*

Protested July 8, 1937 by Chas. C. Derby. Protested July 30, 1937 by H.L.I.L&P.Co.
WITHDRAWN BY APPLICANT JUL 30 1969 OF STATE ENGINEER

Roland L. White STATE ENGINEER
(ho)